

EXHIBIT A

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF VIRGINIA
RICHMOND DIVISION

ePLUS, INC., : Civil Action No.
vs. : 3:09CV620
LAWSON SOFTWARE, INC. : May 18, 2010

COMPLETE TRANSCRIPT OF THE CONFERENCE CALL
BEFORE THE HONORABLE ROBERT E. PAYNE
UNITED STATES DISTRICT JUDGE

APPEARANCES:

Henry I. Willett, III, Esquire
Christian & Barton, LLP
909 East Main Street
Suite 1200
Richmond, Virginia 23219-3095
and
Scott L. Robertson, Esquire
Goodwin Procter, LLP
901 New York Avenue NW
Suite 900
Washington, D.C. 20001
Counsel for the plaintiff

Peppy Strahan, RPR
Official Court Reporter
United States District Court

09:56PM 1 MR. CARR: -- to play cute, but --

09:56PM 2 THE COURT: Be quiet. You can't talk but one at a

09:58PM 3 time.

09:58PM 4 MR. CARR: I apologize.

10:00PM 5 THE COURT: You file your -- what is today? Tuesday?

10:04PM 6 MR. CARR: Correct.

10:04PM 7 THE COURT: You file your response to this tomorrow,

10:06PM 8 and you file your reply to it the day after that. And you

10:12PM 9 mark --

10:12PM 10 MR. CARR: That's going to be very difficult for us

10:14PM 11 given the deposition schedule, but we'll meet that schedule.

10:18PM 12 THE COURT: Well, I'm sure that you all have got

10:20PM 13 plenty of people that can do it, and it's not that hard to do,

10:24PM 14 and you've to highlight it.

10:26PM 15 MR. CARR: Well, Your Honor, I've got to point out

10:28PM 16 that ePlus took ten days to file this motion, and we're getting

10:32PM 17 three to file our response.

10:32PM 18 THE COURT: You know, I don't care.

10:34PM 19 MR. CARR: I understand that.

10:36PM 20 THE COURT: What I care about is having you obey the

10:38PM 21 orders to begin with.

10:40PM 22 MR. CARR: Your Honor, I've just got to say, there

10:42PM 23 are two sides to this story.

10:44PM 24 THE COURT: There are to every one, and that's why I

10:48PM 25 want to see, but the easy way to do it is that you show me the

10:52PM 1 new stuff highlighted, Mr. Robertson -- if it's in there, I
10:54PM 2 can't tell it -- so I can go right to it and see. I don't want
10:58PM 3 a bunch of verbiage around it. I want to be able to see
11:02PM 4 cleanly and clearly, this is new.

11:06PM 5 MR. ROBERTSON: I will do that, Your Honor.

11:08PM 6 THE COURT: And then you do yours in the contention
11:10PM 7 saying this is where Seamus's report, page seven, that he
11:24PM 8 identifies as not in the report actually is -- or not in the
11:28PM 9 contentions is in the contentions, and if it's not there, it
11:30PM 10 isn't coming in.

11:32PM 11 And just keep yourself some separate time records and
11:38PM 12 attorney's fees records for all this, and we'll deal with all
11:42PM 13 this later. But I'm -- and I don't believe, what I don't
11:46PM 14 believe is what I'm reading in these papers that experts are
11:50PM 15 talking about hundreds of pages of documents and claim charts,
11:54PM 16 and I'm going to tell you, we're not going to have it. I don't
11:58PM 17 know what they're doing.

12:00PM 18 I'll wait and reserve judgment on what it is your
12:04PM 19 experts think they're doing, but you run the risk that all of
12:08PM 20 this will be out of the case if you are larding stuff up,
12:12PM 21 either side, both sides, and putting in the things that make
12:18PM 22 this case ununderstandable and un-triable to a jury and confuse
12:22PM 23 the jury.

12:24PM 24 The remedy I'm going to take is to bounce your
12:28PM 25 expert's testimony and get rid of it.

Date _____